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Message Text

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PAGE 01 STATE 085780
ORIGIN STR-07

INFO OCT-01 NEA-10 IO-13 ISO-00 STRE-00 COME-00 LAB-04
AGRE-00 L-03 EB-08 SS-15 SSO-00 TRSE-00 SP-02
/063 R

DRAFTED BY STR/SBO'LEARY:TK
APPROVED BY STR/SLLANDE
COMMERCE/LMURPHY
LABOR/HFIEKOWSKY
STATE/JSLATTERY
AGRI/JHUDSON (SUBSTANCE)
----------093713 040251Z /14
O 040059Z APR 78
FM SECSTATE WASHDC
TO AMEMBASSY NEW DELHI IMMEDIATE
INFO USMISSION GENEVA IMMEDIATE

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E.O. 11652: N/A

TAGS: IN, MTN

SUBJECT: INDIAN TROPICAL PRODUCTS AGREEMENT

REF: LANDE/GRAEF AND LANDE/COE TELCONS 4/3/78

1. REQUEST EMBASSY DELIVER FOLLOWING TO HODA IMMEDIATELY AND CABLE CONFIRMATION OF DELIVERY IMMEDIATELY. LANDE AND HODA HAVE AGREED TO DISCUSS POINTS BELOW BY TELEPHONE TUESDAY MORNING, WASHINGTON, D.C. TIME.

2. THE U.S. WOULD VERY MUCH LIKE TO SIGN THE TROPICAL PRODUCTS AGREEMENT WITH INDIA ON APRIL 10 TO COINCIDE WITH AMBASSADOR STRAUSS' VISIT TO GENEVA.
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3. WE SUGGEST FIVE TECHNICAL CHANGES BE INCLUDED IN THE AGREEMENT:

A) THE LAST PARAGRAPH OF INDIAN LETTER SHOULD READ, BEGIN QUOTE. AS STATED IN YOUR LETTER OF TODAY'S DATE, MY GOVERNMENT REQUESTS YOUR GOVERNMENT AND YOUR GOVERNMENT HAS

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AGREED TO IMPLEMENT THE ATTACHED LISTS OF THE TROPICAL PRODUCT OFFERS BY THE GOVERNMENT OF THE UNITED STATES OF AMERICA. MY GOVERNMENT FURTHER EXPECTS YOUR GOVERNMENT TO BIND THESE CONCESSIONS IN THE GENERAL AGREEMENT ON

TARIFFS AND TRADE. END QUOTE. THE PHRASE BEGIN QUOTE. AS STATED IN YOUR LETTER OF TODAY'S DATE END QUOTE. SHOULD BE ADDED BECAUSE TO BE CONSISTENT AND CONFORM TO U.S. TRADE LAW EACH LETTER MUST CONTAIN A REFERENCE TO THE OTHER LETTER.

B) THE U.S. LETTER SHOULD INCLUDE A REFERENCE TO THE INDIAN SIDE LETTER. THE FOLLOWING SENTENCE SHOULD BE INSERTED AFTER THE FIRST SENTENCE OF THE U.S. LETTER: BEGIN QUOTE. I HAVE FURTHER TAKEN NOTE OF THE LETTER (D.O. NO. 10/46/7 5 - TPD), DATED FEBRUARY 24, 1978, FROM MR. S. P. SHUKLA TO MR. STEPHEN LANDE, WHICH LETTER, WITH ITS ATTACHMENTS, I UNDERSTAND TO CONSTITUTE AN ACCURATE EXPLANATION OF THE SPECIFIC LIBERALIZATION MEASURES ON SPARE PARTS AND ON DRY, SALTED OR PRESERVED FRUITS, WHICH INCLUDES ALMONDS, REFERRED TO IN YOUR ABOVEMENTIONED LETTER OF .... END QUOTE.

C) THE LETTERS SHOULD INCLUDE PARALLEL PROVISIONS ON BOTH SIDES PROVIDING FOR CONSULTATIONS IN CASE OF REDUCED MARKET ACCESS. THIS WILL BE OF BENEFIT TO BOTH INDIA
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AND THE UNITED STATES SINCE IT GIVES A RIGHT OF CONSULTA-TION BEFORE ANY ACTION IS TAKEN TO WITHDRAW CONCESSIONS. THEREFORE, THIS ADDITION SHOULD NOT CAUSE ANY PROBLEM TO EITHER SIDE. THE FOLLOWING SHOULD BE ADDED AS A NEW PARA-GRAPH 2 TO THE U.S. LETTER: BEGIN QUOTE. MY GOVERNMENT EXPECTS THAT THE IMPROVED MARKET ACCESS OPPORTUNITIES AFFORDED U.S. PRODUCTS BY THE AUTONOMOUS MEASURES TAKEN BY YOUR GOVERNMENT AND THOSE OPPORTUNITIES AFFORDED INDIAN PRODUCTS BY MY GOVERNMENT'S IMPLEMENTATION OF ITS TROPICAL PRODUCTS OFFERS CITED IN THE ATTACHMENTS WILL BE MAINTAINED OR, THAT IF EITHER GOVERNMENT BELIEVES THAT IT MUST TAKE ANY ACTION REDUCING SUCH IMPROVED ACCESS FOR THE PRODUCTS OF THE OTHER PARTY, CONSULTATIONS WILL TAKE PLACE UITHIN A REASONABLE PERIOD OF TIME TO REACH AGREEMENT ON ALTERNATE MEASURES TO RESTORE THE ORIGINAL BALANCE OF THIS AGREEMENT. END QUOTE. PARAGRAPHS 2 AND 3 OF THE ORIGINAL U.S. LETTER SHOULD, THEREFORE, BE RENUMBERED AS PARA-GRAPHS 3 AND 4. THE GOI MAY INSERT A PARALLEL PARAGRAPH IN ITS LETTER, IF IT SO DESIRES.

D) WE BELIEVE THE QUESTION OF BINDINGS MUST BE DIS-CUSSED BY BOTH SIDES AND, THEREFORE, SUGGEST THAT THE

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PHRASE BEGIN QUOTE BY THE PARTIES TO THIS AGREEMENT END QUOTE BE ADDED TO THE FIRST SENTENCE IN THE LAST PARAGRAPH OF THE U.S. LETTER SO THAT SENTENCE SHOULD READ BEGIN QUOTE THE QUESTION OF PERMANENT BINDINGS OF THE CONCESSIONS BY THE PARTIES TO THIS AGREEMENT WILL BE ADDRESSED AT THE CONCLUSION OF THE MULTILATERAL TRADE NEGOTIATIONS OR JANUARY 3, 1980, WHICHEVER IS EARLIER. END QUOTE.

E) FOR PURPOSES OF CLARIFICATION, IN THE LAST SENTENCE IN THE U.S. LETTER THE PHRASE BEING QUOTE THESE CONCESSIONS END QUOTE SHOULD BE CHANGED TO READ BEGIN QUOTE ITS CONCESSIONS END QUOTE SO THAT THE LAST SENTENCE OF THE U.S. LETTER SHOULD READ BEGIN QUOTE IN THE INTERIM,
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IN RECOGNITION OF THE CONTENTS OF YOUR LETTER, THE GOVERNMENT OF THE UNITED STATES OF AMERICA WILL PROVIDE MAXIMUM POSSIBLE SECURITY FOR ITS CONCESSIONS. END QUOTE. VANCE

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ORIGIN STR-07

INFO OCT-01 ISO-00 STRE-00 /008 R

66011
DRAFTED BY STR:SO'LEARY:LC
APPROVED BY STR:SLANDE
----------029918 070423Z /21
O 070410Z APR 78
FM SECSTATE WASHDC
TO AMEMBASSY COPENHAGEN IMMEDIATE

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PASS TO AMB WOLFF EARLIEST APRIL 7

FOL RPT STATE 085780 ACTION NEW DELHI INFO GENEVA 4 APR 78 QUOTE

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C) THE LETTERS SHOULD INCLUDE PARALLEL PROVISIONS ON
BOTH SIDES PROVIDING FOR CONSULTATIONS IN CASE OF REDUCED
MARKET ACCESS. THIS WILL BE OF BENEFIT TO BOTH INDIA
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YOUR GOVERNMENT AND THOSE OPPORTUNITIES AFFORDED INDIAN
PRODUCTS BY MY GOVERNMENT'S IMPLEMENTATION OF ITS TROPICAL
PRODUCTS OFFERS CITED IN THE ATTACHMENTS WILL BE MAINTAINED
OR, THAT IF EITHER GOVERNMENT BELIEVES THAT IT MUST TAKE
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Message Attributes

Automatic Decaptioning: X
Capture Date: 01 jan 1994
Channel Indicators: n/a
Current Classification: UNCLASSIFIED
Concepts: TROPICAL PRODUCTS, AGREEMENTS
Control Number: n/a
Copy: SINGLE
Draft Date: 04 apr 1978
Decaption Date: 01 jan 1960
Decaption Note:
Disposition Action: RELEASED
Disposition Approved on Date:
Disposition Case Number: n/a
Disposition Comment: 25 YEAR REVIEW
Disposition Date: 20 Mar 2014
Disposition Event:
Disposition History: n/a
Disposition Reason:
Disposition Remarks:
Document Number: 1978STATE085780
Document Source: CORE
Document Unique ID: 00
Drafter: TK
Enclosure: n/a
Executive Order: N/A
Errors: N/A
Expiration:
Film Number: D780144-0505
Format: TEL
From: STATE
Handling Restrictions: n/a
Image Path:
ISecure: 1
Legacy Key: link1978/newtext/t19780494/aaaadcbk.tel
Line Count: 280
Litigation Code IDs:
Litigation Codes:
Litigation History:
Locator: TEXT ON-LINE, ON MICROFILM
Message ID: af1d7db6-c288-dd11-92da-001cc4696bcc
Office: ORIGIN STR
Original Classification: LIMITED OFFICIAL USE
Original Handling Restrictions: n/a
Original Previous Classification: n/a
Original Previous Handling Restrictions: n/a
Page Count: 6
Previous Channel Indicators: n/a
Previous Classification: LIMITED OFFICIAL USE
Previous Handling Restrictions: n/a
Reference: n/a
Retention: 0
Review Action: RELEASED, APPROVED
Review Content Flags:
Review Date: 05 may 2005
Review Event:
Review Exemptions: n/a
Review Media Identifier:
Review Release Date: N/A
Review Release Event: n/a
Review Transfer Date:
Review Withdrawn Fields: n/a
SAS ID: 3079738
Secure: OPEN
Status: NATIVE
Subject: INDIAN TROPICAL PRODUCTS AGREEMENT
TAGS: ETRD, IN, MTN
To: NEW DELHI
Type: TE
vdkvgwkey: odbc://SAS/SAS.dbo.SAS_Docs/af1d7db6-c288-dd11-92da-001cc4696bcc
Review Markings:
Sheryl P. Walter
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US Department of State
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